

The opinion in support of the decision being entered today was not written for publication and is not binding precedent of the Board

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE BOARD OF PATENT APPEALS  
AND INTERFERENCES

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Ex parte HIDEHIKO KIRA,  
MASANAO FUJII and NAOKI ISHIKAWA

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MAILED

SEP 14 2004

U.S. PATENT AND TRADEMARK OFFICE  
BOARD OF PATENT APPEALS  
AND INTERFERENCES

Application No. 08/897,953

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ORDER RETURNING UNDOCKETED APPEAL TO EXAMINER

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This application was received electronically at the Board of Patent Appeals and Interferences on August 2, 2004. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the Examiner. The matters requiring attention prior to docketing are identified below.

Appellant filed an Appeal Brief on July 9, 2003. However, the Appeal Brief is missing from the electronic file. Appropriate action is required to secure the Appeal Brief dated July 9, 2003, and update the electronic record.

Accordingly, it is

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**ORDERED** that the application is returned to the examiner to:

- 1) secure the Appeal Brief dated July 9, 2003 and update the electronic record; and
- 2) for any further action as deemed appropriate.

It is important that the Board of Patent Appeals and Interferences be informed promptly of any action affecting the appeal (i.e. abandonment, issue, reopening prosecution).

BOARD OF PATENT APPEALS  
AND INTERFERENCES



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